

# **SCHEDULE**

# **A**

**SCHEDULE A**

**AUTHORITY FOR THE TAKING**

The property is taken under and in accordance with 40 U.S.C. §§ 3113 and 3114, which authorize the condemnation of land and the filing of a Declaration of Taking; the Act of Congress approved September 30, 1996, as Public Law 104-208, Division C, Section 102, 110 Stat. 3009-546, 3009-554-55, as amended and codified at 8 U.S.C. § 1103(b) & note; and the Act of Congress approved February 15, 2019, as Public Law 116-6, div. A, tit. II, Section 230, 133 Stat. 13, which appropriated the funds that shall be used for the taking.

# **SCHEDULE B**

**SCHEDULE B**

**PUBLIC PURPOSE**

The public purpose for which said property is taken is to construct, install, operate, and maintain roads, fencing, vehicle barriers, security lighting, cameras, sensors, and related structures designed to help secure the United States/Mexico border within the State of Texas.

# **SCHEDULE C**

**SCHEDULE C**

**LEGAL DESCRIPTION**

Starr County, Texas

Tract: RGV-RGC-9000

Owner: Ociel Mendoza, *et al.*

Acreage: 2.574

**Being** a 2.574 acre tract (112,137 sq ft) parcel of land, more or less, being out of a called 278.840 acres, out of a calculated 278.872 acres, in Starr County, Texas conveyed to Ociel Mendoza, Volume 1252, Page 52. Said parcel of land more particularly described by metes and bounds as follows;

**Starting** at COE Project control marker SR-03-2019, having the following NAD83 (2011) Grid Coordinates N=16628622.82, E=931356.63; Thence S 42°22'19" W a distance of 1112.01 feet to a found iron rod at a barbed wire fence corner, on the East line of the Ociel Mendoza tract, Volume 1252, Page 52 and on the West line of the Noel A. Guerra ET AL tract, Volume 726, Page 385, for the **Point of Commencement**, having the following coordinates: N=16627801.29, E=930607.20.

**Thence:** N 46°23'59" E departing said property line, a distance of 759.25 feet to a set 5/8" x 36" iron rebar and EMC Inc. 3" aluminum cap stamped RGV-06-RGC-9000-1 on the South line of the Porcion 93 tract 146 and on the North line of the Ociel Mendoza tract, Volume 1252, Page 52 for the **Point of Beginning**, having the following coordinates: N=16628324.88, E=931157.03, said point being on the Western boundary of the parcel herein described;

**Thence:** S 80°28'37" E along said property line, departing said Western boundary, to a barbed wire fence, a distance of 234.90 feet to a set 5/8" x 36" iron rebar and EMC Inc. 3" aluminum cap stamped RGV-06-RGC-9000-2 for angle, said point being the Northeast corner of the Ociel Mendoza tract, Volume 1252, Page 52;

**Thence:** S 22°06'38" E along said barbed wire fence, along the East line of the Ociel Mendoza tract, Volume 1252, Page 52, a distance of 280.41 feet to a set 5/8" x 36" iron rebar and EMC Inc. 3" aluminum cap stamped RGV-06-RGC-9000-2A for a Point on Line;

**Thence:** S 22°06'38" E along said barbed wire fence, along said property line, crossing the center of an existing 29 foot wide gravel road at 229 feet, a distance of 280.41 feet to a found 1/2" iron rod with a plastic cap designated as, RGV-06-RGC-9000-3=9001-3 for angle, said point being the Southeast corner of the Ociel Mendoza tract, Volume 1252, Page 52 and the Northeast corner of the Noel A. Guerra ET AL tract, Volume 726, Page 385;

**SCHEDULE C (Cont.)**

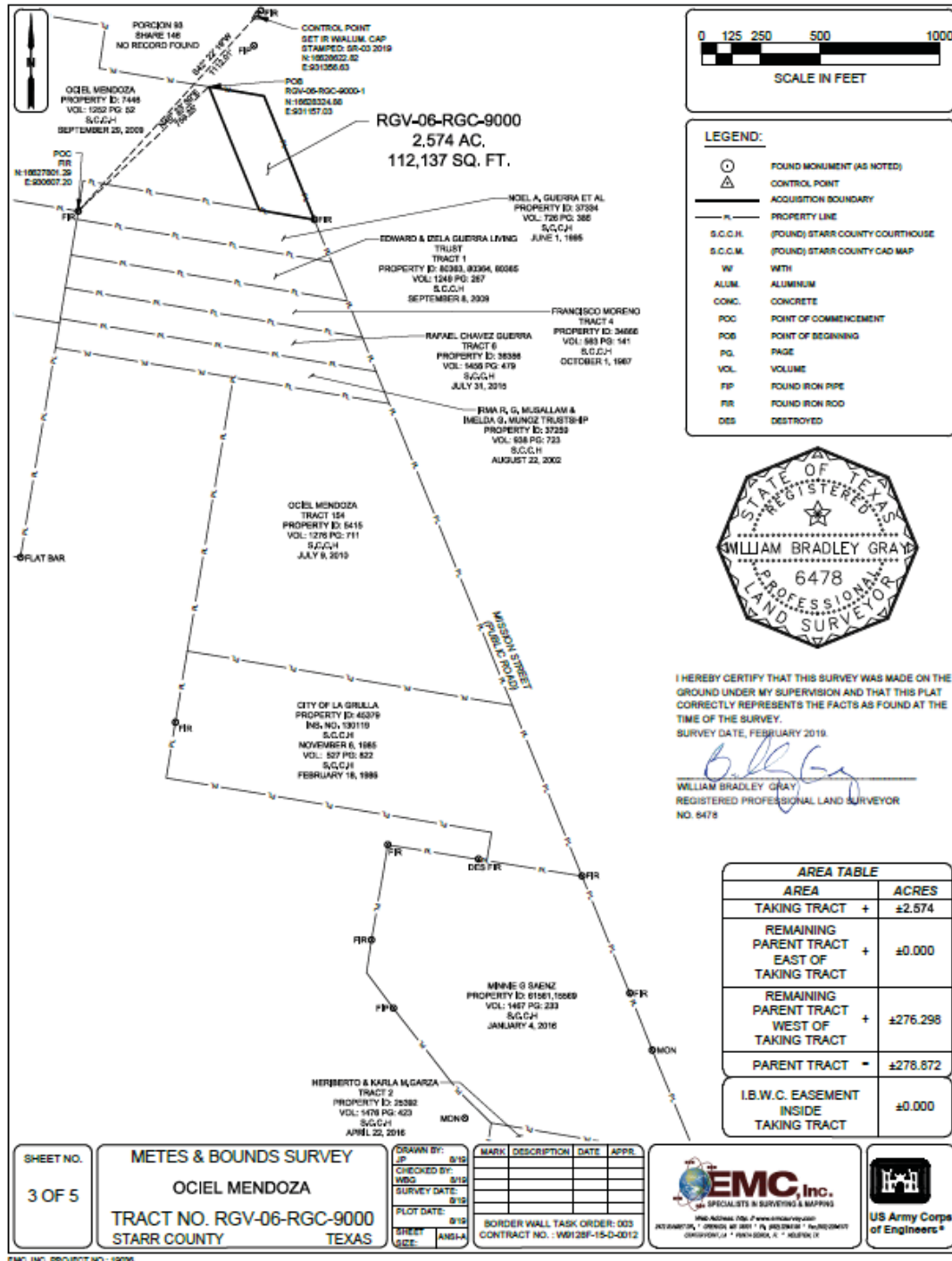
**Thence:** N 80°25'31" W along the South line of the Ociel Mendoza tract, Volume 1252, Page 52 and the North line of the Noel A. Guerra ET AL tract, Volume 726, Page 385, along said barbed wire fence, a distance of 235.03 feet to a set 5/8" x 36" iron rebar and EMC Inc. 3" aluminum cap stamped RGV-06-RGC-9000-4=9001-2 for angle, said point being on the Western boundary of the parcel herein described;

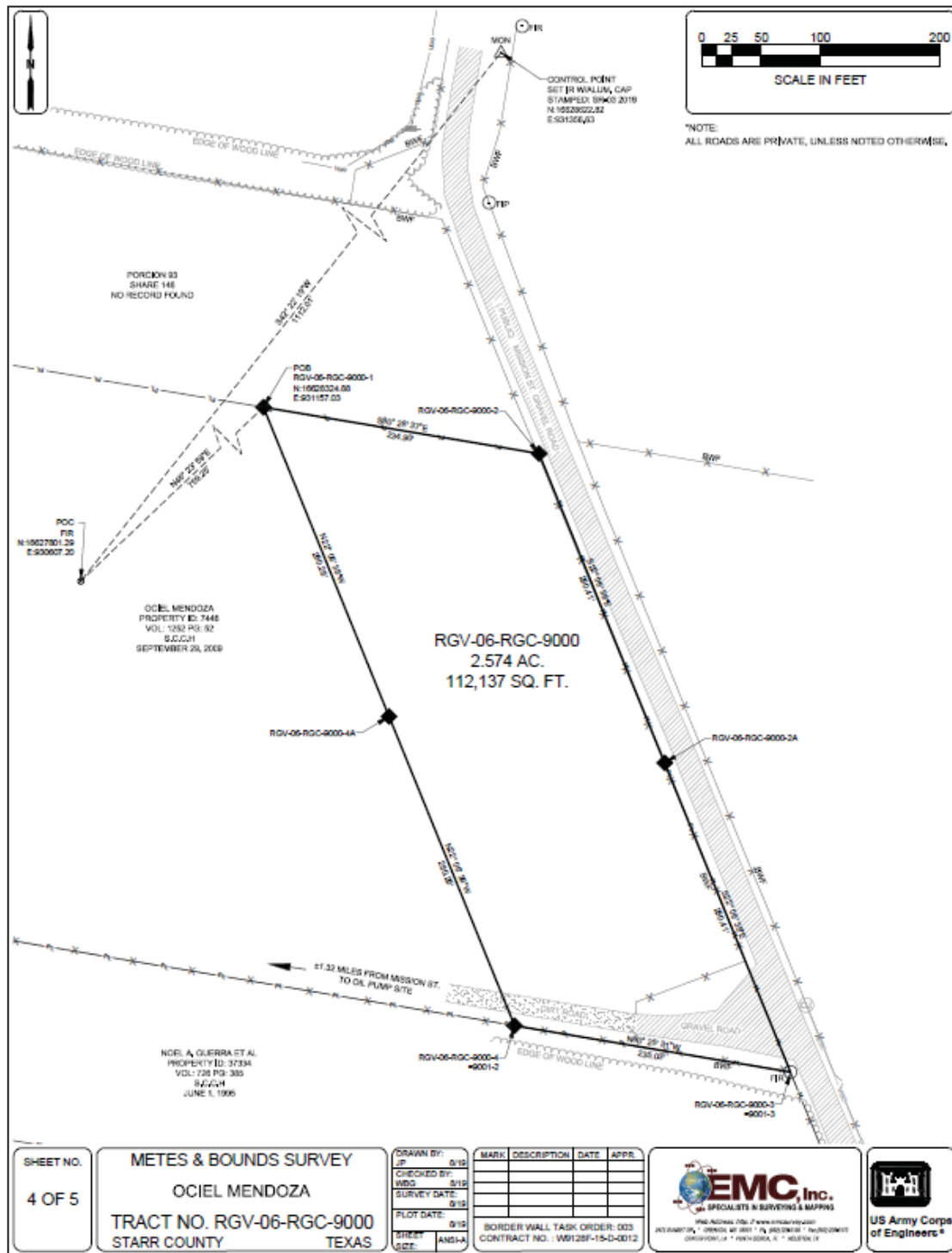
**Thence:** N 22°06'38" W departing said property line, departing said barbed wire fence, along said Western boundary, crossing the center of an existing 15 foot wide dirt road at 20 feet, a distance of 280.28 feet to a set 5/8" x 36" iron rebar and EMC Inc. 3" aluminum cap stamped RGV-06-RGC-9000-4A for a Point on Line;

**Thence:** N 22°06'38" W along said Western boundary, a distance of 280.28 feet returning to the **Place of Beginning**.

# **SCHEDULE D**







**SCHEDULE D (Cont.)**

LEGEND:			
	ROUND MONUMENT (AS NOTED)		UNDERGROUND COMMUNICATIONS/TELEPHONE LINE
	SET 5/8\"/>		UNDERGROUND FIBER OPTIC LINE
	CONTROL POINT		CATCH BASIN
	ACQUISITION BOUNDARY		STORM GRATE
	EASEMENT LINE		STORM SEWER VALVE
	PROPERTY LINE		STORM MANHOLE
	EXISTING WALL		STORM SEWER
	LEVEE CENTERLINE		CULVERT
	LEVEE TOP BANK		HEADWALL AND WINGWALL
	LEVEE TOE		TOP OF DITCH
	EDGE OF ROAD (TYPE NOTED)		BOTTOM OF DITCH
	SAVE AND EXCEPT AREA		EDGE OF WATER
	EDGE OF SIDEWALK		WATER PUMP
	BUILDING OUTLINE (SEE LABEL)		MONITORING WELL
	FENCE (TYPE NOTED)		WATER VALVE
	EDGE OF STRUCTURE (SEE LABEL)		WATER METER
	BRIDGE OUTLINE		HYDRANT
	OVERHEAD ELECTRICAL LINE		WATER EXTINGUISHER/FAUCET/SPRICKET
	UNDERGROUND ELECTRICAL LINE		WATER MANHOLE
	LIGHT POLE		WATER LINE
	UTILITY POLE		LIFT STATION
	GUY END		PUMP STATION
	GUY POLE		SEWER CLEAN OUT
	JUNCTION BOX		SEWER MANHOLE
	ELECTRICAL MANHOLE		SEWER WATER PUMP
	ELECTRICAL METER		SANITARY SEWER VAULT
	ELECTRICAL PULL BOX		SANITARY SEWER LINE
	TRANSMISSION TOWER		GAS TANK
	SUBSTATION		GAS VALVE
	ELECTRICAL TRANSFORMER		GAS METER
	COMMUNICATIONS/TELEPHONE MANHOLE		GAS LINE MARKER
	COMMUNICATIONS/TELEPHONE JUNCTION BOX/PEDESTAL		GAS VAULT
	OVERHEAD COMMUNICATIONS/TELEPHONE LINE		GAS LINE
			DOCKING / DECKS / PIERS
			EDGE OF RIPRAP
			EDGE OF VEGETATING (TYPE NOTED)
			MISCELLANEOUS SYMBOL (SEE LABEL)
			S.C.C.H. (FOUND) STARR COUNTY COURTHOUSE
			H.C.C.M. (FOUND) HIDALGO COUNTY CAD MAP
			S.C.C.M. (FOUND) STARR COUNTY CAD MAP
			WTH
			UNK
			ALUM
			CONC
			CULV
			POC
			POB
			PG
			VOL
			FOUND IRON PIPE
			FOUND IRON ROD
			1 STORY FRAME HOUSE
			2 STORY FRAME HOUSE
			1 STORY BRICK HOUSE
			2 STORY BRICK HOUSE
			1 STORY COMMERCIAL BUILDING
			2 STORY COMMERCIAL BUILDING
			1 STORY STORE BUILDING
			2 STORY STORE BUILDING
			SHED WOOD FRAME
			SHED BRICK
			CHAIN LINK FENCE
			WOODEN FENCE
			STONE OR BRICK FENCE
			BARRIED WIRE FENCE
			GATE
			CEMETERY OUTBOUND
			HEAD STONE

**GENERAL SURVEYOR'S NOTES:**

- THE BEARINGS, DISTANCES AND COORDINATE VALUES SHOWN HEREON ARE BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM, REFERENCED TO NAD 83(2011), TX SOUTH ZONE(4205), US SURVEY FEET, USING THE CORRS(2011) ADJUSTMENT. THE DISTANCES AND COORDINATES SHOWN HEREON ARE GRID VALUES AND MAY BE CONVERTED TO GROUND (SURFACE) USING A SCALE FACTOR OF 0.9999993122 (E.G. GRID X 0.9999993122 = SURFACE).
- A SEPARATE METES AND BOUNDS DESCRIPTION OF EQUAL DATE WAS WRITTEN IN CONJUNCTION WITH THIS SURVEY PLAT.
- THIS SURVEY WAS PERFORMED WITHOUT THE BENEFIT OF A TITLE COMMITMENT. THE SUBJECT PARCEL MAY BE SUBJECT TO RECORDED, UNRECORDED OR MIS-INDEXED INSTRUMENTS OR FACTS WHICH WOULD BE REVEALED BY A THOROUGH TITLE EXAMINATION.
- THE REMAINING ACREAGE OF THE PARENT TRACT WAS CALCULATED FROM THE RECORDED INSTRUMENTS AND/OR GIS INFORMATION PROVIDED BY THE COUNTY AND IS NOT BASED ON FIELD DIMENSIONS.
- EMC, INC. HAS PROVIDED THESE SURVEY SERVICES TO THE CORPS OF ENGINEERS AS THE PRIME CONSULTANT. THE CORP'S CONTRACTING OFFICER'S REPRESENTATIVE IS STEPHEN CORLEY, RPLS (#17) 886-11453.
- TEXAS #11 UTILITY LOCATE REQUEST WAS SUBMITTED FOR THIS SURVEY ON JULY 29, 2019 (TICKET NO. 1971058788).
- LONE STAR #11 UTILITY LOCATE REQUEST WAS SUBMITTED FOR THIS SURVEY ON JULY 29, 2019 (TICKET NO. 592133099).

MONUMENT TABLE		
MONUMENT NAME	NORTHING	EASTING
RGV-06-RGC-9000-1	16628324.89	931157.03
RGV-06-RGC-9000-2	16628286.02	931388.69
RGV-06-RGC-9000-2A	16628026.24	931494.23
RGV-06-RGC-9000-3-9001-3	16627766.45	931599.78
RGV-06-RGC-9000-4-9001-2	16627805.55	931368.02
RGV-06-RGC-9000-4A	16628065.22	931262.52

SHEET NO.  5 OF 5	METES & BOUNDS SURVEY  OCIEL MENDOZA TRACT NO. RGV-06-RGC-9000 STARR COUNTY TEXAS	DRAWN BY: JP	MARK	DESCRIPTION	DATE	APPR.
		CHECKED BY: WBO				
		SURVEY DATE: 9/10				
		PLOT DATE: 9/10				
		STREET SIDE	AND-A			
		BORDER WALL TASK ORDER: 003 CONTRACT NO.: W6128F-15-D-0012				

EMC, Inc. PROJECT NO.: 19036

US Army Corps of Engineers®

Tract: RGV-RGC-9000  
 Owner: Ociel Mendoza, *et al.*  
 Acreage: 2.574

# **SCHEDULE E**

**SCHEDULE E**

**ESTATE TAKEN**

Starr County, Texas

Tract: RGV-RGC-9000

Owner: Ociel Mendoza, *et al.*

Acreage: 2.574

The estate acquired is fee simple, subject to existing easements for public roads and highways, public utilities, railroads, and pipelines; and subject to the mineral interests of third parties; excepting and reserving to the Grantor all interests in minerals and appurtenant rights for the exploration, development, production and removal of said minerals;

Reserving to the owners of the lands identified in the following Warranty Deed with Vendor's Lien Document No. 2009-286148, Official Records of Starr County (O.R.S.C.) reasonable access to and from the owners' lands lying between the Rio Grande River and the border barrier through opening(s) or gate(s) in the border barrier between the westernmost mark labeled "Beginning" and easternmost mark labeled "Ending" depicted on the map below;

Excepting and excluding all interests in water rights and water distribution and drainage systems, if any, provided that any surface rights arising from such water rights or systems are subordinated to the United States' construction, operation and maintenance of the border barrier.



**SCHEDULE E (Cont.)**



# **SCHEDULE F**

**SCHEDULE F**

**ESTIMATE OF JUST COMPENSATION**

The sum estimated as just compensation for the land being taken is NINETY THREE THOUSAND, TWO HUNDRED AND SIXTY ONE DOLLARS NO/100 (\$93,261.00), to be deposited herewith in the Registry of the Court for the use and benefit of the persons entitled thereto.



# **SCHEDULE G**

**SCHEDULE G****INTERESTED PARTIES**

The following table identifies all persons who have or claim an interest in the property condemned and whose names are now known, indicating the nature of each person's property interest(s) as indicated by references in the public records and any other information available to the United States. *See* Fed. R. Civ. P. 71.1(c).

Interested Party	Reference
<b>Ociel Mendoza</b> [REDACTED] Rio Grande City, Texas 78582	<b>RGV-RGC-9000</b> Warranty Deed with Vendor's Lien, Document #2009-286148; Recorded September 29, 2009, Deed Records of Starr County.
<b>Martha N. Mendoza</b> [REDACTED] Rio Grande City, Texas 78582	<b>RGV-RGC-9000</b> Warranty Deed with Vendor's Lien, Document #2009-286148; Recorded September 29, 2009, Deed Records of Starr County.
<b>Department of the Treasury - Internal Revenue Service</b> 5450 Stratum Drive, Suite 150 Fort Worth, Texas 76137	Federal Tax Lien, Document # 2019-352019; Recorded September 19, 2019, Deed Records of Starr County.
<b>Lone Star National Bank</b> S. David Deanda, Jr. (Trustee) 520 East Nolana Avenue McAllen, Texas 78504	Deed Of Trust, Document # 2012-305661; Recorded June 29, 2012, Deed Records of Starr County.
<b>International Bank of Commerce</b> A. Boyd Carter (Trustee) US Hwy 83 10 <sup>th</sup> Avenue Zapata, Texas 78076	Deed Of Trust, Document #2009-286149; Recorded September 29, 2009, Deed Records of Starr County.
<b>Ameida Salinas</b> <b>Starr County Tax Assessor-Collector</b> 100 N. FM 3167, Room 201 Rio Grande City, Texas 78582	<b>Tax Authority</b>